

Application No. 09/988,285

Art Unit

Response to Office Action dated August 8, 2003

October 14, 2003

REMARKS

Claims 1-22 and 30-34 are pending in the present application. New claims 30-34 and the amendment to claim 1 are supported by the original claims, the Examples and the disclosure at page 13, lines 28-30 of this application.

The Examiner has required election in the present application between:

Group I, claims 1-22, drawn to a method for increasing the systemic exposure of cells to an orally administered pharmaceutically active compound comprising administering a bioenhancer comprising an inhibitor of BCRP (claims 1-21) and to a pharmaceutical composition (claim 22); and

Group II, claims 25-26, drawn to an animal having inactive BCRP and/or being free of BCRP. These claims have been canceled.

Claims 23-24 and 27-29 have been withdrawn from consideration as being improper process claims.

For the purpose of examination of the present application, Applicants elect, without traverse, Group I, claims 1-22. It is noted that claim 22 is a "pharmaceutical composition" claim and not a "method claim". Inclusion of claim 22 in Group I is appropriate. New claims 30-34 are also properly included in Group I.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to

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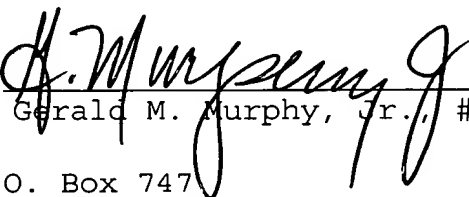
contact Gerald M. Murphy, Jr. (Reg. No. 28,977) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

Pursuant to 37 C.F.R. § 1.17 and 1.136(a), Applicants respectfully petition for a one (1) month extension of time for filing a response in connection with the present application. The required fee of \$110.00 is attached hereto.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

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By 
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